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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/574,315	03/30/2006	Mickael Guibert	034299-688	7117
46188 7590 02/11/2008 THELEN REID BROWN RAYSMAN & STEINER LLP P. O. BOX 640640 SAN JOSE, CA 95164-0640				
EXAMINER TAN, VIBOL				
ART UNIT 2819		PAPER NUMBER		
MAIL DATE 02/11/2008		DELIVERY MODE PAPER		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

10/574,315

Applicant(s)

GUIBERT ET AL.

Examiner

Vibol Tan

Art Unit

2819

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 17 December 2007.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-18 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1 is/are rejected.
- 7) ☒ Claim(s) 2-18 is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-946)
- 3) ☐ Information Disclosure Statement(s) (PTO/CDC)
- Paper No(s)/Mail Date _____

- 4) ☐ Interview Summary (PTO-413)
- Paper No(s)/Mail Date _____
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: _____

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claim 1 is rejected under 35 U.S.C. 102(b) as being anticipated by Cloutier (U. S. PAT. 5,892,962).

In claim 1, Cloutier teaches all claimed features in Figs. 1 and 2, component with a dynamically reconfigurable architecture for processing data (Fig. 1) comprising a data processing block TD (102) and a general controller CG (106, 108, 110, 112, 114 and a host computer) capable of controlling the data processing block TD characterized in that: the block TD comprises a plurality of reconfigurable elementary data processing blocks BE (104s); each elementary block BE comprises two inputs, E1 and E2 (Fig. 2, EAST CONNECTION and WEST CONNECTION) for reception of data to be processed, and one output S (Fig. 2, NORTH CONNECTION) for transmission of processed data; a common input data bus (global bus 114; col. 2, lines 56-59) being capable of transmitting data to be processed to the input E1 of each of the blocks BE (104) and the controller CG (106, 108, 110, 112, 114 and a host computer); for each block BE, an output data bus connected to its output S (SOUTH CONNECTION), being capable of transmitting processed data outside the component and through a bypass data bus to the input E2 of a single other block BE (from an upper left corner 104 to a bottom left

corner 104); the controller CG is capable of initializing configurations (col. 6; lines 35-40) of blocks BE and controlling their dynamic reconfiguration, controlling data flows (performed by 106, 108, 110, 112, 114 and a host computer) at the output from each block BE so as to transmit data either towards the outside or to the input E2 of another block BE, and controlling data flows at the input of each block BE.

3. Claims 2-18 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Response to Arguments

4. Applicant's arguments filed 12/17/2007 have been fully considered but they are not persuasive. Applicant submitted the Examiner's attempt to equate the data processing block TD of Claim 1, with the FPGA block in Cloutier is improper, as there is no such correspondence. However, the Examiner respectfully disagrees with Applicant's arguments because it is the array 102 that is characterized as the data processing block TD; and wherein the FPGA 104s is characterized as plurality of reconfigurable elementary data processing blocks BE. It is noted that the reference of Cloutier teaches FPGA-based processor.

5. In response to applicant's argument that the references fail to show certain features of applicant's invention, it is noted that the features upon which applicant relies (i.e., the first control level is a local control carried out by elementary processing units within each elementary block BE, and the second control level is a global control carried out by the general controller CG; page 13, 2nd paragraph of Applicant's Remarks) are

not recited in the rejected claim 1. Although the claims are interpreted in light of the specification, limitations from the specification are not read into the claims. It is further noted that the features of the controller CG is capable of initializing the configurations of blocks BE block-by-block, and dynamically controlling the reconfiguration of the blocks BE block-by-block so as to allow the block TD to process data in a pipeline mode, in a parallel mode, or in a combined mode, which applicant relies are not recited in the rejected claim 1. See *In re Van Geuns*, 988 F.2d 1181, 26 USPQ2d 1057 (Fed. Cir. 1993).

6. The rejection of claim 1 is maintained.

7. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire THREE MONTHS from the mailing date of this action. In the event a first reply is filed within TWO MONTHS of the mailing date of this final action and the advisory action is not mailed until after the end of the THREE-MONTH shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Vibol Tan whose telephone number is (571) 272-1811. The examiner can normally be reached on Monday-Friday (7:00 AM-4:30 PM).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Rexford Barnie can be reached on (571) 272-7492. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Vibol Tan/
Primary Examiner, Art Unit 2819

Application Number**Application/Control No.**

10/574,315

**Applicant(s)/Patent under
Reexamination**

GUIBERT ET AL.

Examiner

Vibol Tan

Art Unit

2819